



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
1650 Arch Street
Philadelphia, Pennsylvania 19103-2029

Dr. Yanna Lambinidou
Parents for Nontoxic Alternatives
P.O. Box 6283
Washington, DC 20015

July 11, 2013

Re: Freedom of Information Appeal Request
RIN: EPA-R3-2013-007734

Dear Dr. Lambinidou:

Pursuant to your Freedom of Information request dated April 2, 2013, we are responding to the following items in your appeal requests concerning the lead service line replacements.

Item 1: Your assertion that the District of Columbia Water and Sewer Authority in its grant application "list a requested monetary amount for lead service line replacement work on "private property"" is incorrect. While the grant application does provide an estimate of what these "private property" costs might be, it was decided at the onset that any work on private property would be outside of the approved scope of work and ineligible for Federal assistance. Being outside of the approved scope of work, no records pertaining to private property work were ever submitted to this office. Therefore, we cannot provide the requested information of what was or was not done on private property regarding the replacement of these lines.

Item 2: The unused surplus funds in both EPA projects, FS-993817-04 and FS-993817-05, were deobligated in accordance with the enclosed Assistance Adjustment Notices. The deobligated funds were recertified by EPA's Budget Office and added to the District of Columbia's Safe Drinking Water fund pool for use on future drinking water projects.

If you are not satisfied, you may again appeal this response to the National Freedom of Information Officer, U.S. EPA, FOIA and Privacy Branch, 1200 Pennsylvania Avenue, N.W. (2822T), Washington, DC 20460 (U.S. Postal Service Only), FAX: (202) 566-2147, E-mail: hq.foia@epa.gov. Only items mailed through the United States Postal Service may be delivered to 1200 Pennsylvania Avenue, NW. If you are submitting your appeal via hand delivery, courier service or overnight delivery, you must address your correspondence to 1301 Constitution Avenue, N.W., Room 6416J, Washington, DC 20004. Your appeal must be made in writing, and it must be submitted no later than 30 calendar days from the date of this letter. The Agency will not consider appeals received after the 30 calendar day limit. The appeal letter should include the RIN listed above.



There are no fees for the above documents. Should you have any questions, please contact me at (215) 814-5769.

Sincerely,

A handwritten signature in black ink, reading "Kenneth C. Pantuck". The signature is fluid and cursive, with the first name "Kenneth" and last name "Pantuck" clearly legible.

Kenneth C. Pantuck
District of Columbia Project Officer
Office of Infrastructure and Assistance
Water Protection Division

Enclosures

cc. Mr. Richard Van Holt, EPA
Ms. Josephine Watson, EPA



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US ENVIRONMENTAL PROTECTION AGENCY

Assistance Adjustment Notice

Request No. AAN

Recipient Organization Name DC Water & Sewer Authority	Assistance I.D. Number FS 90381704	Date 04/07/2008
Address Yvonne Reid Fax: 202-787-2191 5000 Overlook Avenue SW Washington, DC 20032		ACH/ASAP No. 30045

The total amount of Federal funds authorized is \$5,891,308.00 according to your agreement with EPA. Per your Financial Status Report (FSR) dated 03/21/2008 the following adjustments are needed:

Adjustments



Because only \$2,653,279.95 was required according to your FSR, there remains a balance of \$3,238,028.05 in the authorized amount. This balance will be withdrawn from the award amount on 04/07/2008 and will no longer be available for expenditure.

Refunds/Drawdowns



Our records indicate that you received \$ _____ in EPA assistance funds. However, according to your FSR, you incurred \$ _____ for the total Federal share of outlays.



Since you received payments in excess of your actual requirements, you owe EPA a refund of \$ _____. Within 30 days from the date of this notice, please provide a credit on your next ACH/ASAP payment request (if applicable) or make a check payable to the Environmental Protection Agency, with the assistance identification number included on the check and mail it to:

US Environmental Protection Agency
Las Vegas Finance Center
PO Box 979087
St. Louis, MO 63197-9000

Interest at the annual percentage rate, set on a quarterly basis by the Department of Treasury, will be charged on the unpaid amount for each 30-day period after the refund due date.



Please request final payment of \$ _____. If you have not taken this action by _____, this amount will be withdrawn and will no longer be available to you.



Final payment in the amount of \$ _____ will be processed within the next 5 business days via ACH.

If you have any questions concerning this action, please contact:

Howard Garis at 702-798-2431 or garis.howard@epa.gov

Comments:	
cc: Project Officer: Kenneth Pantuc	Certified:
Your costs claimed on the Financial Status Report may be subject to subsequent adjustment based on audit finds. This notice must not be considered as the final settlement of allowable costs.	
By (Chief, Las Vegas Finance Center) Dany Lavergne	Date 4-7-08

US EPA, LVFC, PO Box 98515, Las Vegas, NV 89193-8515



US ENVIRONMENTAL PROTECTION AGENCY
Assistance Adjustment Notice

Request No. AAN

Recipient Organization Name DC Water & Sewer Authority ✓	Assistance I.D. Number FS 99381705 ✓	Date 08/26/2008
Address 5000 Overlook Avenue SW Washington, DC 20032		ACH/ASAP No. 30045

The total amount of Federal funds authorized is \$3,631,126.00 according to your agreement with EPA. Per your Financial Status Report (FSR) dated 08/26/2008 the following adjustments are needed:

Adjustments



Because only \$1,614,776.44 was required according to your FSR, there remains a balance of \$2,016,349.56 in the authorized amount. This balance will be withdrawn from the award amount on 08/26/2008 and will no longer be available for expenditure.

ASB Rec
Certified
PAK 8/26/08

Refunds/Drawdowns



Our records indicate that you received \$ _____ in EPA assistance funds. However, according to your FSR, you incurred \$ _____ for the total Federal share of outlays.



Since you received payments in excess of your actual requirements, you owe EPA a refund of \$ _____. Within 30 days from the date of this notice, please provide a credit on your next ACH/ASAP payment request (if applicable) or make a check payable to the Environmental Protection Agency, with the assistance identification number included on the check and mail it to:

US Environmental Protection Agency
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Interest at the annual percentage rate, set on a quarterly basis by the Department of Treasury, will be charged on the unpaid amount for each 30-day period after the refund due date.



Please request final payment of \$ _____. If you have not taken this action by _____, this amount will be withdrawn and will no longer be available to you.



Final payment in the amount of \$ _____ will be processed within the next 5 business days via ACH.

If you have any questions concerning this action, please contact:

Howard Garis at 702-798-2431 or garis.howard@epa.gov

Comments:	
cc: Project Officer: Kenneth Pantuc	Certified:
Your costs claimed on the Financial Status Report may be subject to subsequent adjustment based on audit finds. This notice must not be considered as the final settlement of allowable costs.	
By (Chief, Las Vegas Finance Center) Danny Lavigne	Date 8/26/08

US EPA, LVFC, PO Box 98515, Las Vegas, NV 89193-8515